

Message

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**From:** Laycock, Kelly [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=EDF53496C8284A7D8153E0F312818DF1-LAYCOCK, KELLY]  
**Sent:** 11/9/2020 2:57:55 PM  
**To:** Joe Fanjoy [Joe.Fanjoy@erg.com]  
**CC:** Calli, Rosemary [Calli.Rosemary@epa.gov]; Laura Bachle [Laura.Bachle@erg.com]; McGill, Thomas [McGill.Thomas@epa.gov]; Joe Fanjoy [Joe.Fanjoy@erg.com]  
**Subject:** RE: FL Assumption Comment schedule

Joe,

Thanks for this. I know it's short notice but speaking of OGC, our attorneys thought it might be helpful to discuss how we'd like to move forward on responding to comments. Is there anyway you or some of the team could join a call 1200-1230 today?

Kelly Laycock  
Wetlands Regulatory Section  
U.S. Environmental Protection Agency  
61 Forsyth St.  
Atlanta GA, 30303  
phone 404 562 9132

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**From:** Joe Fanjoy <Joe.Fanjoy@erg.com>  
**Sent:** Friday, November 6, 2020 4:31 PM  
**To:** Laycock, Kelly <Laycock.Kelly@epa.gov>  
**Cc:** Calli, Rosemary <Calli.Rosemary@epa.gov>; Laura Bachle <Laura.Bachle@erg.com>; McGill, Thomas <McGill.Thomas@epa.gov>; Joe Fanjoy <Joe.Fanjoy@erg.com>  
**Subject:** RE: FL Assumption Comment schedule

All, regarding intermediate work products that could help you move forward in the meantime, would the attached format work for you? These bullets align well with the comment codes and that's where these arguments fall. EPA could begin drafting responses for the respective comment code.

Regarding your current approach to responses, what material are you working from now? Have you engaged OGC or others for these legal-heavy comments? I've tried to forward the major comment letters to you as they come in, but there are more to come since FDMS has been processing and releasing new comments all week, including today.

We are still processing/coding/excerpting this week's letters.



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**From:** Joe Fanjoy  
**Sent:** Thursday, November 5, 2020 3:49 PM  
**To:** Laycock, Kelly <Laycock.Kelly@epa.gov>  
**Cc:** Calli, Rosemary <Calli.Rosemary@epa.gov>; Laura Bachle <Laura.Bachle@erg.com>; McGill, Thomas <McGill.Thomas@epa.gov>  
**Subject:** RE: FL Assumption Comment schedule

Kelly, OK, I'll get back with everyone tomorrow.



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**From:** Laycock, Kelly <[Laycock.Kelly@epa.gov](mailto:Laycock.Kelly@epa.gov)>  
**Sent:** Thursday, November 5, 2020 3:34 PM  
**To:** Joe Fanjoy <[Joe.Fanjoy@erg.com](mailto:Joe.Fanjoy@erg.com)>  
**Cc:** Calli, Rosemary <[Calli.Rosemary@epa.gov](mailto:Calli.Rosemary@epa.gov)>; Laura Bachle <[Laura.Bachle@erg.com](mailto:Laura.Bachle@erg.com)>; McGill, Thomas <[McGill.Thomas@epa.gov](mailto:McGill.Thomas@epa.gov)>  
**Subject:** RE: FL Assumption Comment schedule

Joe,

Thank you, I believe a list of major comments as an intermediate document would be helpful. Please cc Rosemary and Tom when you have an approximate schedule as I'm not working tomorrow.

Thanks again,

Kelly Laycock  
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**From:** Joe Fanjoy <[Joe.Fanjoy@erg.com](mailto:Joe.Fanjoy@erg.com)>  
**Sent:** Thursday, November 5, 2020 3:27 PM  
**To:** Laycock, Kelly <[Laycock.Kelly@epa.gov](mailto:Laycock.Kelly@epa.gov)>  
**Cc:** Calli, Rosemary <[Calli.Rosemary@epa.gov](mailto:Calli.Rosemary@epa.gov)>; Laura Bachle <[Laura.Bachle@erg.com](mailto:Laura.Bachle@erg.com)>  
**Subject:** RE: FL Assumption Comment schedule

Kelly, yes, we have been focused on coding/excerpting the comments. The comments keep coming in from FDMS, as they do their own processing.

In terms of intermediate work products, would it still be useful if we developed a list of major comments?



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**From:** Laycock, Kelly <[Laycock.Kelly@epa.gov](mailto:Laycock.Kelly@epa.gov)>  
**Sent:** Thursday, November 5, 2020 2:47 PM  
**To:** Joe Fanjoy <[Joe.Fanjoy@erg.com](mailto:Joe.Fanjoy@erg.com)>  
**Cc:** Calli, Rosemary <[Calli.Rosemary@epa.gov](mailto:Calli.Rosemary@epa.gov)>; Meredith Outtersen <[Meredith.Outtersen@erg.com](mailto:Meredith.Outtersen@erg.com)>; Jan Connery <[Jan.Connery@erg.com](mailto:Jan.Connery@erg.com)>; Joe Fanjoy <[Joe.Fanjoy@erg.com](mailto:Joe.Fanjoy@erg.com)>  
**Subject:** FL Assumption Comment schedule

Thanks for the transcripts Joe.

Could ERG provide us an approximate schedule for the comment work products such as summary and snippetizing, and any intermediate products that could help us move forward while waiting for the final documents? Thanks for all the work you've provided so far!

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**From:** Joe Fanjoy <[Joe.Fanjoy@erg.com](mailto:Joe.Fanjoy@erg.com)>  
**Sent:** Wednesday, November 4, 2020 2:54 PM  
**To:** Laycock, Kelly <[Laycock.Kelly@epa.gov](mailto:Laycock.Kelly@epa.gov)>  
**Cc:** Calli, Rosemary <[Calli.Rosemary@epa.gov](mailto:Calli.Rosemary@epa.gov)>; Meredith Outterson <[meredith.outterson@erg.com](mailto:meredith.outterson@erg.com)>; Jan Connery <[Jan.Connery@erg.com](mailto:Jan.Connery@erg.com)>; Joe Fanjoy <[Joe.Fanjoy@erg.com](mailto:Joe.Fanjoy@erg.com)>  
**Subject:** RE: transcript - 508 pdfs

Kelly, attached are the 508-compliant pdfs. We used the following metadata. Let me know if you want to make any changes.

**Title:** October 21, 2020 Public Hearing on Florida's Request to Assume Administration of CWA Section 404 Permitting Program  
(second file says October 27, 2020)  
**Author:** U.S. EPA, Region 4, Water Division  
**Subject:** Florida's Request to Assume Administration of Clean Water Act Section 404 Permitting Program  
**Keywords:** Public Hearing, Assumption, Clean Water Act Section 404, Wetlands, Dredge and Fill, Permitting



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**From:** Laycock, Kelly <[Laycock.Kelly@epa.gov](mailto:Laycock.Kelly@epa.gov)>  
**Sent:** Wednesday, November 4, 2020 12:23 PM  
**To:** Joe Fanjoy <[Joe.Fanjoy@erg.com](mailto:Joe.Fanjoy@erg.com)>  
**Cc:** Calli, Rosemary <[Calli.Rosemary@epa.gov](mailto:Calli.Rosemary@epa.gov)>; Meredith Outterson <[Meredith.Outterson@erg.com](mailto:Meredith.Outterson@erg.com)>; Jan Connery <[Jan.Connery@erg.com](mailto:Jan.Connery@erg.com)>; Joe Fanjoy <[Joe.Fanjoy@erg.com](mailto:Joe.Fanjoy@erg.com)>  
**Subject:** RE: transcript

Joe,

Actually I'm sorry to change the decision on you but when I save the word docs as pdfs I'm getting accessibility fails so they wouldn't be 508 compliant. Can you convert the 2 transcripts to 508 compliant pdfs?

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**From:** Joe Fanjoy <[Joe.Fanjoy@erg.com](mailto:Joe.Fanjoy@erg.com)>  
**Sent:** Wednesday, November 4, 2020 11:33 AM  
**To:** Laycock, Kelly <[Laycock.Kelly@epa.gov](mailto:Laycock.Kelly@epa.gov)>  
**Cc:** Calli, Rosemary <[Calli.Rosemary@epa.gov](mailto:Calli.Rosemary@epa.gov)>; Meredith Outterson <[meredith.outterson@erg.com](mailto:meredith.outterson@erg.com)>; Jan Connery <[Jan.Connery@erg.com](mailto:Jan.Connery@erg.com)>; Joe Fanjoy <[Joe.Fanjoy@erg.com](mailto:Joe.Fanjoy@erg.com)>  
**Subject:** RE: transcript

Kelly, sounds good. Attached is the 10-27-2020 public hearing transcript.

We completed the following:

- QA'd to ensure it matched the recording
- Completed a spell check
- Ensured consistency in style (initial cap on Section 404 for example)
- Resolved all of the [inaudibles] except for three; these remaining inaudibles are truly that—inaudible.

Let me know if you have any questions.

Thanks, Joe



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**From:** Laycock, Kelly <[Laycock.Kelly@epa.gov](mailto:Laycock.Kelly@epa.gov)>  
**Sent:** Wednesday, November 4, 2020 11:19 AM  
**To:** Joe Fanjoy <[Joe.Fanjoy@erg.com](mailto:Joe.Fanjoy@erg.com)>  
**Subject:** RE: transcript

Joe I think we can pdf it and add to docket. Thank you.

Kelly Laycock  
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**From:** Joe Fanjoy <[Joe.Fanjoy@erg.com](mailto:Joe.Fanjoy@erg.com)>  
**Sent:** Tuesday, November 3, 2020 8:31 AM  
**To:** Laycock, Kelly <[Laycock.Kelly@epa.gov](mailto:Laycock.Kelly@epa.gov)>  
**Cc:** Calli, Rosemary <[Calli.Rosemary@epa.gov](mailto:Calli.Rosemary@epa.gov)>; Meredith Outterson <[meredith.outterson@erg.com](mailto:meredith.outterson@erg.com)>; Jan Connery <[Jan.Connery@erg.com](mailto:Jan.Connery@erg.com)>  
**Subject:** RE: transcript

Kelly, attached is a clean copy of the 10-21-2020 public hearing transcript.

We completed the following:

- QA'd to ensure it matched the recording
- Completed a spell check
- Ensured consistency in style (initial cap on Section 404 for example)

- Resolved all of the [inaudibles] except for 13; these remaining inaudibles are truly that—inaudible. I listened to the recording and was unable to discern what was said. This was usually because the microphone just didn't pick up, background noise, or the person spoke quickly or quietly.

What are the next steps for the transcript? Would you like for us to prepare a .pdf for the docket submittal?  
Thanks, Joe



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**From:** Laycock, Kelly <Laycock.Kelly@epa.gov>  
**Sent:** Tuesday, November 3, 2020 7:51 AM  
**To:** Joe Fanjoy <Joe.Fanjoy@erg.com>  
**Subject:** RE: transcript

Joe,

Sorry I must have been listening to Oct 27. Yes that was Simma Kupchan

Kelly Laycock  
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**From:** Joe Fanjoy <Joe.Fanjoy@erg.com>  
**Sent:** Tuesday, November 3, 2020 7:49 AM  
**To:** Laycock, Kelly <Laycock.Kelly@epa.gov>; Meredith Outterson <meredith.outterson@erg.com>  
**Subject:** RE: transcript

Good morning Kelly, on 10/21, there was actually one more person introduced after you. Sounded like "Sima Kutchon", but again, I was not able to verify the exact name.

Here's the link again if you it helps to view/listen:  
<https://attendee.gotowebinar.com/recording/4519647410018906892>

If you scroll over to about 2:30 into the presentation, you will pick it up.



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**From:** Laycock, Kelly <Laycock.Kelly@epa.gov>  
**Sent:** Tuesday, November 3, 2020 7:27 AM  
**To:** Joe Fanjoy <Joe.Fanjoy@erg.com>; Meredith Outterson <Meredith.Outterson@erg.com>  
**Cc:** Joe Fanjoy <Joe.Fanjoy@erg.com>  
**Subject:** RE: transcript

Joe,

I believe you are talking about the Oct 21<sup>st</sup> hearing. If so I was the last person Jeaneanne introduced. After that she said we would all be listening but would not have our cameras on.

Kelly Laycock  
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phone 404 562 9132

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**From:** Joe Fanjoy <[Joe.Fanjoy@erg.com](mailto:Joe.Fanjoy@erg.com)>  
**Sent:** Monday, November 2, 2020 9:19 PM  
**To:** Meredith Outterson <[meredith.outterson@erg.com](mailto:meredith.outterson@erg.com)>; Laycock, Kelly <[Laycock.Kelly@epa.gov](mailto:Laycock.Kelly@epa.gov)>  
**Cc:** Joe Fanjoy <[Joe.Fanjoy@erg.com](mailto:Joe.Fanjoy@erg.com)>  
**Subject:** RE: transcript

Kelly,

I revisited the audio file and resolved almost all of the [inaudibles]. Except for the final EPA staff person noted below, any remaining [inaudibles] were truly inaudible. That is, I could not understand the audio. So the "[inaudible]" remains as part of the file.

Can you tell me the name of the final EPA staff person who was listening? I could not understand the name and was unable to locate anything in the EPA Locator.

Once you provide that, I can prepare a clean copy that is ready for the docket.

Thanks, Joe



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**From:** Meredith Outterson <[Meredith.Outterson@erg.com](mailto:Meredith.Outterson@erg.com)>  
**Sent:** Monday, November 2, 2020 12:03 PM  
**To:** Laycock, Kelly <[Laycock.Kelly@epa.gov](mailto:Laycock.Kelly@epa.gov)>  
**Cc:** Joe Fanjoy <[Joe.Fanjoy@erg.com](mailto:Joe.Fanjoy@erg.com)>  
**Subject:** Re: transcript

Hi Kelly,

Here are the links to the recordings

online: <https://attendee.gotowebinar.com/recording/4519647410018906892>

And <https://attendee.gotowebinar.com/recording/2979387750295960331>.

As I mentioned over the phone, interested parties will need to put in their name and email to be able to access these, so we'll have a record of who has accessed it.

I've also attached the *draft* transcript for the first hearing. There are a few places where it was unclear what the speaker said, so we're going to go back to the recording and work to improve those areas. Joe will provide an update on that front, once he's been able to work on those sections. Let us know if any questions. Thanks!

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Meredith Outterson

Energy & Climate Analyst at ERG

Webinar Team Lead

781-674-7205 (will forward to mobile)

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**From:** Laycock, Kelly <[Laycock.Kelly@epa.gov](mailto:Laycock.Kelly@epa.gov)>  
**Sent:** Monday, November 2, 2020 10:00 AM  
**To:** Meredith Outterson <[Meredith.Outterson@erg.com](mailto:Meredith.Outterson@erg.com)>  
**Cc:** Joe Fanjoy <[Joe.Fanjoy@erg.com](mailto:Joe.Fanjoy@erg.com)>  
**Subject:** RE: transcript

Meredith,

Thanks for this update. We've got an ask for leadership to get something today if possible. Is there anyway we can a recording today, while we wait for the corrected transcript?

Kelly Laycock  
Wetlands Regulatory Section  
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**From:** Meredith Outterson <[Meredith.Outterson@erg.com](mailto:Meredith.Outterson@erg.com)>  
**Sent:** Friday, October 30, 2020 12:09 PM  
**To:** Laycock, Kelly <[Laycock.Kelly@epa.gov](mailto:Laycock.Kelly@epa.gov)>  
**Cc:** Joe Fanjoy <[Joe.Fanjoy@erg.com](mailto:Joe.Fanjoy@erg.com)>  
**Subject:** Re: transcript

Hi Kelly,

I've ordered the transcript from the service we use. The draft should be ready within the next few days-- then Joe looks over it to correct any errors in terms of how proper names are spelled, technical terms, etc. We'll provide another update as soon as we get the draft back. Thanks!

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Meredith Outterson

Energy & Climate Analyst at ERG

Contractor to EPA

781-674-7205 (will forward to mobile)

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**From:** Laycock, Kelly <[Laycock.Kelly@epa.gov](mailto:Laycock.Kelly@epa.gov)>  
**Sent:** Friday, October 30, 2020 8:07 AM  
**To:** Meredith Outterson <[Meredith.Outterson@erg.com](mailto:Meredith.Outterson@erg.com)>  
**Subject:** transcript

Meredith,

How soon could we get a transcript of the Oct 27<sup>th</sup> hearing?

Kelly Laycock  
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phone 404 562 9132